



#13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: DE JONG *et al.*
Serial No.: 10/086,745
Filed: February 28, 2002
Conf. No.: 8781
For: *METHODS FOR DELIVERING
NUCLEIC ACID MOLECULES INTO
CELLS AND ASSESSMENT THEREOF*
Art Unit: 1636
Examiner: Unassigned

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Date Deposited: January 21, 2003

I hereby certify that this paper and the attached papers are being deposited with the United States Postal "Express Mail Post Office to Addressee" under 37 C.F.R. §1.10 on the date indicated above and addressed to:

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

01/21/2003

Date


Michael Lough

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE
WITH 37 C.F.R. §§ 1.97-1.98**

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

Since this Supplemental Information Disclosure Statement is filed before the receipt of a first Office Action on the merits for the above-captioned application, no filing fee is due. If it is determined that a fee is due, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Supplemental Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. Form PTO-1449 (1 page) is provided herewith in connection with the above-

U.S.S.N. 10/086,745
de Jong *et al.*
Supplemental Information Disclosur Statement

captioned application. The references listed on the Forms PTO-1449 are not provided herewith as they have been previously provided or cited by the Examiner in connection with U.S. Serial No. 09/815,981, which is relied upon for an earlier filing date in accordance with 35 U.S.C. §120.

The documents listed on the Forms PTO-1449 and supplied herewith are in the English language. Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items is necessary.

Applicant also makes known to the Examiner the following U.S. applications which are commonly owned and/or have one or more inventors in common.

<u>Serial No.</u>	<u>Filing Date</u>	<u>Docket No.</u>
10/235,119	09/03/02	24601-416D
10/219,694	08/14/02	24601-402M
10/287,313	11/01/02	24601-402N

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Supplemental Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

U.S.S.N. 10/086,745

de Jong *et al.*

Supplemental Information Disclosur Statement

Applicant respectfully requests that the Examiner review the foregoing reference and information and that they be made of record in the file history of the above-captioned application.

* * *

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By: _____

Stephanie L. Seidman
Registration No. 33,779

Attorney Docket No. 24601-416C

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01-24-03

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Date

Michael Lough

TRANSMITTAL LETTER

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 2327
Arlington, VA 22202

Dear Sir:

Transmitted herewith are a Supplemental Information Disclosure Statement and Form PTO-1449 (1 page) for filing in connection with the above-identified application.

- (X) The Commissioner is hereby authorized to charge any fees that may be due under 37 C.F.R. §§1.16-1.17 in connection with this paper or with this application during its entire pendency to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By:

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